

# SENATE JOURNAL

## OF THE

# IDAHO LEGISLATURE

FIRST REGULAR SESSION  
SIXTY-THIRD LEGISLATURE

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**TWENTY-THIRD LEGISLATIVE DAY**  
**TUESDAY, FEBRUARY 3, 2015**

Senate Chamber

President Little called the Senate to order at 11:30 a.m.

Roll call showed all members present except Senators Brackett, Den Hartog, McKenzie, and Thayne, absent and formally excused by the Chair; and Senator Rice, absent and excused.

Prayer was offered by Chaplain Brent Adamson.

The Pledge of Allegiance was led by Jameson Lake, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 2, 2015, was read and approved as corrected.

HAGEDORN, Vice-Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

Senator Rice was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

February 3, 2015

The JUDICIARY AND RULES Committee reports that [S 1025](#), [S 1026](#), [S 1027](#), [S 1028](#), [S 1029](#), and [S 1030](#) have been correctly printed.

HAGEDORN, Vice-Chairman

[S 1025](#), [S 1026](#), [S 1027](#), and [S 1029](#) were referred to the Judiciary and Rules Committee.

[S 1028](#) was referred to the Transportation Committee.

[S 1030](#) was referred to the State Affairs Committee.

February 2, 2015

The FINANCE Committee reports out [H 41](#) with the recommendation that it do pass.

CAMERON, Chairman

[H 41](#) was filed for second reading.

February 2, 2015

The EDUCATION Committee reports it has had under consideration the Gubernatorial appointment listed below and the Committee recommends that said appointment be confirmed by the Senate:

Deborah Critchfield to the State Board of Education, term to expire July 1, 2018.

MORTIMER, Chairman

The Gubernatorial appointment was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

February 3, 2015

The AGRICULTURAL AFFAIRS Committee reports out [SCR 101](#) with the recommendation that it do pass.

RICE, Chairman

[SCR 101](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

February 2, 2015

The Honorable Brad Little  
President of the Senate  
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Jim Yost of Meridian, Idaho, was reappointed as a member of the Northwest Power and Conservation Council to serve a term commencing January 15, 2015, and expiring January 15, 2018.

This reappointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*  
/s/ C.L. "Butch" Otter  
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial reappointment was referred to the Resources and Environment Committee.

The Senate advanced to the Ninth Order of Business.

### Messages from the House

February 2, 2015

Dear Mr. President:

I transmit herewith [H 14](#), [H 20](#), [H 21](#), [H 22](#), and [H 16](#), which have passed the House.

ALEXANDER, Chief Clerk

[H 14](#), [H 20](#), [H 21](#), [H 22](#), and [H 16](#) were filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,  
House Petitions, Resolutions, and Memorials**

**S 1031**

**BY RESOURCES AND ENVIRONMENT COMMITTEE**  
AN ACT

RELATING TO FISH AND GAME; AMENDING SECTION 36-202, IDAHO CODE, TO REVISE A DEFINITION; AND AMENDING SECTION 36-404, IDAHO CODE, TO REVISE RESIDENCY REQUIREMENTS RELATING TO SENIOR RESIDENT COMBINATION LICENSES.

**S 1032**

**BY JUDICIARY AND RULES COMMITTEE**  
AN ACT

RELATING TO MOTOR VEHICLE FINANCIAL RESPONSIBILITY; AMENDING SECTION 49-1229, IDAHO CODE, TO INCREASE A FINE AMOUNT.

**S 1033**

**BY JUDICIARY AND RULES COMMITTEE**  
AN ACT

RELATING TO CRIMINAL HISTORY RECORDS; AMENDING SECTION 67-3001, IDAHO CODE, TO DEFINE A TERM; AND AMENDING SECTION 67-3008, IDAHO CODE, TO PROVIDE FOR THE RETENTION AND EXPUNGEMENT OF FINGERPRINT RECORDS IN CERTAIN INSTANCES.

**S 1034**

**BY JUDICIARY AND RULES COMMITTEE**  
AN ACT

RELATING TO ESCAPE OF PRISONERS; AMENDING SECTION 18-2505, IDAHO CODE, TO PROVIDE FOR PERSONS WHO HAVE REACHED EIGHTEEN YEARS OF AGE AND ESCAPE OR ATTEMPT TO ESCAPE FROM A JUVENILE FACILITY; AND AMENDING SECTION 18-2506, IDAHO CODE, TO PROVIDE FOR PERSONS WHO HAVE REACHED EIGHTEEN YEARS OF AGE AND ESCAPE OR ATTEMPT TO ESCAPE FROM A JUVENILE FACILITY.

**S 1035**

**BY JUDICIARY AND RULES COMMITTEE**  
AN ACT

RELATING TO JUVENILE CORRECTIONS; REPEALING SECTION 18-216, IDAHO CODE, RELATING TO CRIMINAL TRIAL OF JUVENILES BARRED, EXCEPTIONS, JURISDICTIONAL HEARING AND TRANSFER OF DEFENDANT TO DISTRICT COURT; AMENDING SECTION 19-2601, IDAHO CODE, TO REMOVE REFERENCE TO JUVENILE PRISONERS, TO PROVIDE CODE REFERENCES, TO PROVIDE THAT THE STATE BOARD OF CORRECTION MAY MAKE RECOMMENDATIONS TO THE COURT AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 26, TITLE 19, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 19-2601A, IDAHO CODE, TO AUTHORIZE A BLENDED SENTENCE FOR A CONVICTED JUVENILE; AMENDING SECTION 19-2604, IDAHO CODE, TO PROVIDE A CODE REFERENCE AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 20-219, IDAHO CODE, TO PROVIDE FOR THE BLENDED SENTENCE OF A CONVICTED JUVENILE; AMENDING SECTION 20-508, IDAHO CODE, TO PROVIDE

FOR THE BLENDED SENTENCE AND DUAL CUSTODY OF A CONVICTED JUVENILE AND TO PROVIDE A CODE REFERENCE; AMENDING SECTION 20-509, IDAHO CODE, TO PROVIDE FOR THE BLENDED SENTENCE AND DUAL CUSTODY OF A CONVICTED JUVENILE AND TO PROVIDE A CODE REFERENCE; AND AMENDING SECTION 20-520, IDAHO CODE, TO PROVIDE THAT CONVICTED JUVENILES WITH A BLENDED SENTENCE ARE NOT WITHIN THE PURVIEW OF THE CUSTODY REVIEW BOARD AND TO MAKE TECHNICAL CORRECTIONS.

**S 1036**

**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO DENTISTRY; AMENDING SECTION 54-923, IDAHO CODE, TO REQUIRE LICENSEES TO PROVIDE NOTICE OF FELONY CONVICTIONS.

**S 1037**

**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO DENTISTRY; AMENDING SECTION 54-920, IDAHO CODE, TO REMOVE LANGUAGE AND CLARIFY LICENSE STATUS AFTER A FAILURE TO RENEW AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 54-921, IDAHO CODE, TO CLARIFY THE LICENSE REINSTATEMENT PROCESS.

**S 1038**

**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO PUBLIC ASSISTANCE; AMENDING SECTION 56-203B, IDAHO CODE, TO PROHIBIT PUBLIC ASSISTANCE RECIPIENTS FROM ACCEPTING DIRECT PAYMENT OF CHILD SUPPORT OR FORGIVING UNPAID CHILD SUPPORT AND TO MAKE TECHNICAL CORRECTIONS.

[S 1031](#), [S 1032](#), [S 1033](#), [S 1034](#), [S 1035](#), [S 1036](#), [S 1037](#), and [S 1038](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 14](#), by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 20](#), [H 21](#), and [H 22](#), by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

[H 16](#), by Transportation and Defense Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

**Third Reading of Bills**

[H 40](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lacey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bayer, Buckner-Webb, Burgoyne, Cameron, Davis, Guthrie, Hagedorn, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Johnson (Lodge), Martin, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Tippetts, Vick, Ward-Engelking, Werk, Winder. Total - 30.

NAYS—None.

Absent and excused—Bair, Brackett, Den Hartog, McKenzie, Thayne. Total - 5.

Total - 35.

Whereupon the President declared [H 40](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### **Miscellaneous Business**

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 11:55 a.m. until the hour of 11:30 a.m., Wednesday, February 4, 2015.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary